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In re Patent Application of

Jack Curtis TAYLOR et al.

Date: March 13, 2001

Serial No.: 09/744,613

Group Art Unit: Unassigned

Int'l Appl. No. PCT/US99/16968

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For: ENHANCEMENT OF PROFILED TUBULAR LINING SYSTEMS BY CHANNEL AUGMENTATION

Asst. Commissioner of Patents and Trademarks
Washington, DC 20231

SUBMISSION OF LAST WILL AND TESTAMENT OF
MAX JERRY ROACH

RECEIVED

30 MAR 2001

Legal Staff
International Division

Sir:

Pursuant to 37 C.F.R. §1.42, the Declaration has been signed by Louise F. Roach, the Executrix of the estate of the deceased inventor Max Jerry Roach.

Pursuant to 37 C.F.R. §1.44, enclosed is a copy of the Last Will and Testament of Max Jerry Roach which establishes the authority of Louise F. Roach as the legal representative of the estate. If additional proof of authority is required, the Patent Office is requested to inform the undersigned and any requirements will be addressed.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on March 13, 2001:

James A. Finder
Name of applicant, assignee or
Registered Representative

Signature

March 13, 2001
Date of Signature

Respectfully submitted,

James A. Finder
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LAST WILL AND TESTAMENT

OF

MAX JERRY ROACH

STATE OF TEXAS }

KNOW ALL MEN BY THESE PRESENTS

COUNTY OF GREGG }

THAT I, MAX JERRY ROACH, of Gregg County, State of Texas, being of sound and disposing mind and memory, and over the age of eighteen (18) years, and not being actuated by any fraud, duress, menace, mistake, or undue influence, hereby make, declare, and publish this to be my Last Will and Testament, hereby revoking all Wills and Codicils, if any, heretofore made by me.

ARTICLE I

1.1 I declare that I am now married to Louise F. Roach and all references in this Will to "my spouse" are to Louise F. Roach.

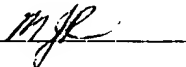
1.2 I have two (2) children, being Donna Ann Roach Lindley and Stephen R. Roach. All references in this Will to "my children" are to Donna Ann Roach Lindley and Stephen R. Roach.

ARTICLE II

2.1 I direct that my funeral expenses be paid by my independent executor as soon as practicable after my death.

2.2 All taxes, including any interest and penalties thereon, which may be payable by reason of my death and all of my debts, funeral expenses and administration expenses shall be charged against and paid out of my residuary estate. No contribution for any of the above taxes upon the proceeds of any insurance policy on my life shall be made by the beneficiary (other than my estate) of any such insurance policy. My executor is specifically given the right to renew and extend, in any form that she deems best, any debt or charge existing at the time of my death.

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ARTICLE III

3.1 It is my intention to dispose of all real and personal property, both community and separate in character, which I have the right to dispose of by this Will.

ARTICLE IV

4.1 All of my estate of whatsoever nature and description of which I should die seized and possessed, whether real, personal, or mixed, and wherever situated, I give, will, devise and bequeath to my spouse, Louise F. Roach, in fee simple.

4.2 In the event my spouse predeceases me or does not survive until ninety days after my death or until this Will is probated, whichever occurs earlier, then in any of these events, I give, devise, and bequeath all of my property, real, personal, mixed, community and separate, of every kind and character and wheresoever situated to my children, Donna Ann Roach Lindley and Stephen R. Roach, in fee simple, share and share alike, or to their descendants, per stirpes. However, if at such time Stephen R. Roach has not reached the age of twenty-three (23) years, I direct that the entire interest hereby set aside to him shall pass to and vest in Donna Ann Lindley, Roy Roach and Clara Roach, however in trust for Stephen R. Roach, under terms as set out in Article VI hereof. If any one or more of the above-named co-trustees should become unable or unwilling to act as trustee, the trustees or trustee remaining shall continue in such capacity without the need to appoint a replacement for the trustee or trustees unable or unwilling to serve. If one of my children named above predeceases me and no issue of such child survives me, the share that would otherwise be distributed to such child or such child's descendants shall instead be added in equal proportions to the other shares for my children or their descendants.

4.5 In the event that my spouse does not survive me and at


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the time of my death Stephen R. Roach is under the age of eighteen (18), I hereby appoint Roy and Clara Roach to be guardians of the person of Stephen R. Roach. I direct that no bond or other form of security shall be required of them for the faithful performance of their duty as guardians.

ARTICLE V

5.1 I appoint my spouse, Louise F. Roach, to be independent executor of my Will and estate. If my spouse is not able or willing to act in such capacity, or does not qualify, or having qualified, dies, resigns, becomes incapacitated or otherwise ceases to act, I appoint Donna Ann Roach Lindley to act in her place as independent executor of my will.

5.2 I direct that no bond or other form of security shall be required of the independent executors herein named as such. It is my will that no other action shall be had in the County Court in relation to the settlement of my estate than the probating and recording of my Will and the return of an inventory, appraisal and list of claims of my estate.

ARTICLE VI

6.1 In the event that a Trust (referred to herein as "the Trust") is created according to the terms of this Will, said Trust shall be administered by the designated Trustee as follows:

The primary purpose of the Trust is the support, education and maintenance of Stephen R. Roach. To that end, my Trustees may accumulate income to the extent permitted by law. They shall pay or apply such income as they elect not to accumulate to or for the use of the beneficiary until the termination of the Trust. If the income or other funds available to the beneficiary is insufficient for the beneficiary's support, education and maintenance, my Trustees may pay to or apply for the benefit of the beneficiary so much of the principal as they consider necessary, in their discretion. However, it is my


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intention and I direct that as much of the principal as possible be preserved to pay for the beneficiary's college education, and the Trust should be managed with that in mind. When Stephen R. Roach attains the age of twenty-one (21) years, my Trustees shall deliver one-third (1/3) of the principal and any accumulated income to Stephen R. Roach. When Stephen R. Roach attains the age of twenty-two (22) years, my Trustees shall deliver one-half (1/2) of the remaining principal and accumulated income to Stephen R. Roach. When Stephen R. Roach attains the age of twenty-three (23) years, my Trustees shall deliver all remaining principal and accumulated income to Stephen R. Roach, and the Trust shall be terminated.

ARTICLE VII

7.1 I direct that no bond or other security shall be required of either my Executor or my Trustees in any jurisdiction for the faithful performance of their duties. I give my Executor and Trustees the continuing, absolute, discretionary power to deal with any property, real or personal, held in my estates or in any Trust, as freely as I might in handling my own affairs. Such power may be exercised independently and without any prior approval of any Court or judicial authority, and no person dealing with my Executor, or my Trustee shall be required to inquire into the propriety of any of their actions. Without in any way limiting the generality of the foregoing, my Executor or my Trustee shall have and possess all of the rights and powers and be subject to all of the duties and responsibilities conferred and imposed by the Texas Trust Act, as said act now stands, or as it may hereafter be amended.

This, I make, publish, and declare as my Last Will and Testament, hereto signing and subscribing my name, this the 28th day of September, 1987, in the presence of

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those whose names are subscribed hereto who, each being above the age of fourteen years, and each being a credible person, and witness, attest the same at my request.

Max Jerry Roach
MAX JERRY ROACH

The above and foregoing Will and Testament was signed and subscribed to by MAX JERRY ROACH, as his Last Will and Testament, in our presence, and we, at his request and in his presence and in the presence of each other, sign and subscribe our names hereto as attesting witnesses, this the 28th day of September, 1987.

[Signature]
Witness

[Signature]
Witness

STATE OF TEXAS

COUNTY OF GREGG

Before me, the undersigned authority, on this day personally appeared MAX JERRY ROACH, Bob Jolley and Deborah Heckerlin, known to me to be the testator and the witnesses, respectively, whose names are subscribed to the annexed or foregoing instrument in their respective capacities, and all of said persons being by me duly sworn, the testator, MAX JERRY ROACH, declared to me and to the said witnesses in my presence that said instrument is his Last Will and Testament, and that he had willingly made and executed it as his free act and deed for the purposes therein expressed; and the said witnesses, each on his oath stated to me, in the presence and hearing of the said testator, that the said testator had declared to them that said instrument is his Last Will and Testament, and he executed the same as such and wanted each of them to sign it as a witness; and upon their oaths each witness stated further that they did sign the same as witnesses in the presence of the said testator and at his request; that he was at the time over eighteen (18) years of age and was of sound mind; and that each of said witnesses was then at least fourteen (14) years of age.

Max Jerry Roach
Testator

Bob Jolley
Witness

Deborah Heckerlin
Witness

Subscribed and acknowledged before me by the said testator, MAX JERRY ROACH, and subscribed and sworn to before me by the said witnesses, Bob Jolley and Deborah Heckerlin, on this 28th day of September, 1987.

John A. Whitcomb
Notary Public, State of Texas
My commission expires: 1988-24-5